

NOTICE TO BIDDERS
(Chapter 103D, HRS)

SEALED BIDS for furnishing all tools, equipment, materials and labor necessary for the construction of "EDITH KANAKA'OLE MULTI-PURPOSE STADIUM BUILDING ADDITION & IMPROVEMENTS," Job No. PR-4166, South Hilo, Hawai'i, will be received by the Administration Office, Department of Public Works, Aupuni Center, 101 Pauahi Street, Suite 7, Hilo, Hawai'i 96720-4224 or by the Kona Building Division, West Hawai'i Civic Center, Building E, 1st Floor, 74-5044 Ane Keohokalole Highway, Kailua-Kona, Hawai'i 96740 until November 29, 2012, at 2:00 p.m., when they will be publicly opened and read aloud. Bids received after the time fixed for opening will not be considered.

This project generally consists of construction of a new Dressing Room Building alterations to the existing Comfort Station building, alteration and expansion of existing concession area, new walkways and fences, updates and additions to the existing electrical system, alterations to interior vehicle access ramp, new landscaping at median strip at fronting of stadium and Kalanikoa Street and all appurtenances in accordance with the specifications and has an estimated cost of \$2,000,000.00.

To be eligible to submit a bid, the Bidder must possess a valid State of Hawai'i, General Contractor's License "B". **See Special Notice to Bidders for additional licensing requirements.**

The plans and specifications may be examined by the Prospective Bidders and all interested parties at the Administration Office, Department of Public Works, Hilo, Hawai'i or in the Kona Building Division, Kailua-Kona, Hawai'i. One (1) compact disc containing the plans and specifications may be obtained from the Administration Office, Department of Public Works, Aupuni Center, 101 Pauahi Street, Suite 7, Hilo, Hawai'i 96720-4224 at no charge to the individual or company. Any additional compact discs will be provided, to the same individual or company, upon receipt of TWENTY-FIVE DOLLARS (\$25.00) per

compact disc, in cash or in the form of a certified check, cashier's check, or company check, made payable to the County of Hawai'i, Director of Finance, which will be **non-refundable**.

Prospective Bidders shall use the printed proposal provided by the Department of Public Works and submit their bid proposal in a sealed envelope.

Any addenda, if issued for said project, will **only** be available on the State Procurement Offices' website: <http://hawaii.gov/spo/notices>.

Prospective Bidders must file with the Director of Public Works their "Intent to Bid." The Prospective Bidder's Intent to Bid must be received at the Administration Office, Department of Public Works no later than ten (10) calendar days prior to the bid opening date. If the tenth day is on a Saturday, Sunday, State holiday or a Hawai'i County Furlough day, the Intent to Bid is due on the next working day following the due date. The Intent to Bid form is available at the Administration Office, Department of Public Works, Phone: (808) 961-8321 and for electronic download at the Department of Public Works' website: <http://www.hawaiicounty.gov/bids-proposals-contracts>.

All prospective bidders/offerors are invited to attend a pre-bid conference to be held on Wednesday, November 14, 2012, 8:00 a.m., at the Department of Parks and Recreation's Conference Room, Aupuni Center, 101 Pauahi Street, Suite 6, Hilo, Hawai'i 96720-4224. Attendance at the pre-bid conference is not a condition for submitting a bid. Subcontractors and union representatives are invited, but not required to attend. The conference is to provide bidders/offerors with an opportunity to ask questions about the contractual requirements and all technical aspects of the project. The conference will also address the minimum subcontractor listing requirements for the Project.

The original executed and notarized Standard Qualification Questionnaire for Offerors form "SQQO" must be received no less than forty-eight (48) hours prior to the bid opening so it may be evaluated and approved by the County of Hawai'i, Department of Public Works prior to bid opening. Please submit said form to allow for evaluation and

approval by our office if such form had not been evaluated, approved and filed within the twelve (12) months, if there is any change in your previous responses as they relate to this project, or if additional information is requested. The SQQO form is available in hard copy at the Administration Office, Department of Public Works, Phone: (808) 961-8321 and for electronic download at the Department of Public Works' website:

<http://www.hawaiicounty.gov/bids-proposals-contracts>.

The bid opening and pre-bid meeting(s) required for this project (if any, as set forth above) are scheduled at venues that are accessible to persons with disabilities. To request an auxiliary aid or for language interpretation services, please contact the Department of Public Works at (808) 961-8321 no less than five (5) working days prior to the established meeting date(s).

The Director of Public Works reserves the right to reject any or all bids to waive informalities. No Bidder may withdraw its bid after the hour set for the opening thereof or before the award of the contract, unless said award is delayed for a period exceeding sixty (60) consecutive calendar days.

County of Hawai'i is an Equal Opportunity Provider and Employer.



Warren H. W. Lee, P.E., Director
Department of Public Works
County of Hawai'i

State of Hawai'i ~ Procurement Notice System (PNS)

Publication Date: November 5, 2012

SPECIAL NOTICE TO BIDDERS

“Reminder Note: “A” general engineering contractors and “B” general building contractors are reminded that due to the Hawaii Supreme Court’s January 28, 2002 decision in Okada Trucking Co., Ltd. v. Board of Water Supply, et al., 97 Haw. 450 (2002), they are prohibited from undertaking any work, solely or as part of a larger project, which would require the general contractor to act as a specialty contractor in any area where the general contractor has no license. Although the “A” and “B” contractor may still bid on and act as the “prime” contractor on a “A” or “B” project (See, HRS § 444-7 for the definitions of an “A” and “B” project.), respectively, the “A” and “B” contractor may only perform work in the areas in which they have the appropriate contractor’s license (An “A” or “B” contractor obtains “C” specialty contractor’s licenses either on its own, or automatically under HAR § 16-77-32.). The remaining work must be performed by appropriately licensed entities.

As stated in the Notice to Bidders, Bidders must possess a valid State of Hawai‘i general building contractor’s “B” license.

Each of the following specialty contractor classifications listed in the table below have been determined by the County of Hawai‘i as qualified to perform all of the work on this project based on the project’s scope and the County’s understanding of the State’s licensing requirements and specialty contractor classifications’ scopes of work. By way of the minimum licensing requirement stated for this project, no additional specialty contractor classifications are required to perform the work; however, the Bidder may list additional licensed subcontractors at its discretion.

Specialty Contractor Classification & Scope of Work <small>[per HAR, Title 16, Chapter 77, Exhibit A, as supplemented by the State Department of Commerce and Consumer Affairs, Professional and Vocational Licensing Division, Contractor Licensing Board]</small>		Project Scope of Work Applicability	
		Base Bid	Alternate Bid Item #s
C-1	Acoustical and insulation contractor	✓	n/a
C-3a ^Δ	Asphalt concrete patching, sealing, and striping contractor	✓	n/a
C-5 ³	Cabinet, millwork, and carpentry remodeling and repairs contractor	✓	2
C-6 ³	Carpentry framing contractor	✓	2, 4
C-12 ³	Drywall contractor	✓	1,2
C-13	Electrical contractor	✓	2,3,4
C-17 ^Δ	Excavating, grading, and trenching contractor	✓	n/a
C-21	Flooring contractor	✓	n/a
C-27	Landscaping contractor	n/a	2, 6
C-31	Masonry contractor	✓	1,2,3,4,5,6
C-32 ^Δ	Ornamental, guardrail, and fencing contractor	✓	2
C-33	Painting and decorating contractor	✓	2, 3, 4
C-33b	Taping contractor	✓	n/a
C-36	Plastering contractor	✓	n/a
C-36a	Lathing contractor	✓	n/a
C-37	Plumbing contractor	✓	1,2,
C-41	Reinforcing steel contractor	✓	2, 4
C-42	Roofing contractor	✓	2,4
C-43 ^Δ	Sewer, sewage disposal, drain, pipe laying contractor	✓	n/a

C-44	Sheet metal contractor	✓	2,4
C-51	Tile contractor	✓	1
C-52	Ventilating and air conditioning contractor	✓	n/a
^Δ Classification automatically held by a general engineering contractor "A" per HAR §16-77-32(a) & (d)			
^Δ Reference HAR §16-77-32(b) for portions of scope authorized to a general engineering contractor "A"			
³ Classification automatically held by a general building contractor "B" per HAR §16-77-32(c) & (d)			
SPECIAL INSTRUCTIONS TO BIDDERS REGARDING SPECIALTY CONTRACTOR CLASSIFICATIONS AND REGARDING JOINT CONTRACTORS & SUBCONTRACTORS:			
1)	Bidder shall be intimately familiar with the scopes of work each specialty contractor classification is licensed to perform under Hawai'i Administrative Rules §16-77, the scope of work established for this project, and how the specialty contractor classifications' licenses apply in the proper execution and fulfillment of the project's scope of work.		
2)	In the circumstance where a specialty contractor classification license listed in the above table may be deemed unnecessary by a Bidder due to its intent to employ a plausible alternative means or method, the Bidder shall in its Proposal clearly state such intent and provide a detailed plan that meets with the satisfaction of the Director. The Director reserves the sole discretion and right to determine whether the Bidder's proposed justification for not listing the required license is acceptable.		
3)	In the circumstance where the Bidder is licensed in one or more specialty contractor classifications required of the project (whether automatically as a general engineering contractor "A", general building contractor "B", or outright) and it intends to perform all or some of the work of those classifications using its own workforce, the Bidder shall, in its Proposal, list itself accordingly and in consideration of the balance of the instructions herein provided.		
4)	In the circumstance where a specialty contractor classification required in the above table may, in part or in whole (as applicable to the classification's scope of work), be within the licensed scope of work of another listed specialty contractor classification (e.g. overlapping scopes of licenses), the Bidder shall clearly delineate in its Proposal the extent of each subcontractor's responsibility on the project such that the Director can reasonably determine which classification is responsible for the corresponding scopes. Where a listed specialty contractor classification is rendered completely unnecessary due to overlapping scopes of work, the Bidder, in its Proposal, shall clearly state such as the reason for not listing that respective entity in its Proposal.		
5)	In the circumstance where a Bidder intends to use more than one appropriately licensed entity in the performance of work covered under a specific specialty contractor classification, the Bidder shall clearly delineate in its Proposal the extent of each subcontractor's responsibility on the project.		
6)	The Bidder shall ensure that, in its Proposal, it provides the name of each person or firm to be engaged by the Bidder as a joint contractor, subcontractor, or lower-tier subcontractor in the performance of the contract and the nature and scope of the work to be performed by each in sufficient detail so as the Director can fully comprehend how all aspects of the project are intended to be executed. The Director reserves the right to request supplemental information as necessary for determining Bidder's responsibility and responsiveness.		
7)	The Bidder is solely responsible to ensure that all of its listed joint contractors' and subcontractors' licenses are current, valid & in good standing at the time of bid opening through the time the contract is fully executed, without any change in status. Bidder shall ensure that its license and those of its listed joint contractors and subcontractors are successfully renewed without expiring. Failure to do so may result in a determination of non-responsibility or non-responsiveness.		

Anyone who disagrees with the determination in the above table shall submit their written objection to the Director identifying the specialty contractor classification(s) in question and the justification(s) for such position at least 10 consecutive calendar days prior to bid opening. If no such written objections are received by the Director prior to such date, it will be presumed that all Bidders and affected parties are in agreement with the listing set forth above. No other specialty license will be required unless noted otherwise in an addendum.

The Bidder may utilize subcontractors holding specialty contractor classifications' licenses in addition to those listed above to accomplish the Project; however, should it do so, its Proposal form shall identify those classifications and the name(s) of the respective company(ies).

RESPONSIBILITY OF OFFERORS

Offeror is advised that if awarded a contract under this solicitation, Offeror shall, upon award of the contract, furnish proof of compliance with the requirements of §103D-310(c), HRS:

1. Chapter 237, tax clearance;
2. Chapter 383, unemployment insurance;
3. Chapter 386, workers' compensation;
4. Chapter 392, temporary disability insurance;
5. Chapter 393, prepaid health care; and
6. One of the following:
 - a. Be registered and incorporated or organized under the laws of the State, hereinafter referred to as a "Hawaii business"; **or**
 - b. Be registered to do business in the State, hereinafter referred to as a "compliant non-Hawaii business."

Refer to the Award of Contract provision (see Special Provisions) for instructions on how to comply with the above requirements.

FURLOUGH

The County of Hawai'i has instituted furlough days for Fiscal Year 2011-2012 and Fiscal Year 2012-2013. Beginning on July 29, 2011 through June 30, 2013, most County offices will be closed and normal services unavailable on the first Fridays of every month except for the months of July 2011 and April 2012 when the furlough day will occur on Friday, July 29, 2011 and Monday, April 9, 2012. See attached County of Hawai'i FY 2011-2012 and FY 2012-2013 Furlough Schedules. Please schedule your critical work and administrative requirements around the furlough days.

HAWAI'I REVISED STATUTES, CHAPTER 103B - EMPLOYMENT OF STATE RESIDENTS ON CONSTRUCTION PROCUREMENT CONTRACTS, AS AMENDED, BY ACT 192 SLH 2011

HRS Chapter 103B, unless its application is in conflict with any federal law or will disqualify the County from receiving federal funds or aid, shall apply to this contract. It requires the Contractor and applicable subcontractor(s) to perform its contract with a workforce of which not less than eighty percent (80%) are Hawai'i residents. Reference Special Provisions 7.1(p) for related project specific requirements.

HAWAI'I REVISED STATUTES, SECTION 103-55.6, PREFERENCE FOR BIDDERS IN APPRENTICESHIP PROGRAMS, ACT 17 SLH 2009

The preference for bidders in apprenticeship programs [reference Special Provisions Section 7.1, Subsection (o) and Item 10, Section (B)] shall apply to this project if the estimated cost is \$250,000.00 or more, unless it is in conflict with any federal law or if it would disqualify the County from receiving federal funds or aid.

PROOF OF CERTIFICATION AND COMPLIANCE:

Where, in the technical specifications for this project, requirements are prescribed that:

1. A manufacturer, fabricator, supplier, or similar entity possess a minimum documented history manufacturing, providing and/or servicing a particular product or system that will be utilized on this project; and/or
2. The contractor, subcontractor, installer, or similar entity possess a minimum level of documented successful experience (e.g., number of years, number of projects, etc.) or proficiency specializing in the installation of a particular item of work; and/or
3. The contractor, subcontractor, installer, or similar entity hold a manufacturer's certification or approval to install its product or system; and/or
4. Mandates some other form of measurable criteria to ensure a minimum level of quality and success in accomplishing the work of this project;

All Bidders ensure that the entities it employs or contracts with for applicable scopes of work comply with the necessary requirements and it shall be ready to submit requisite proofs of compliance that is sufficient for the Director to reasonably determine the responsiveness and responsibility of the Bidder's overall offer. The apparent low bidder shall submit all necessary documentation in satisfaction thereof to the Director within five (5) consecutive calendar days of the bid opening. Failure to provide adequate documentation to the Director's satisfaction may result in a determination that the Bidder is nonresponsive and/or non-responsible.

Revised: 10/31/12

COUNTY OF HAWAII FY 2011-2012 FURLOUGH SCHEDULE

ATTACHMENT A1

July 2011						
S	M	T	W	T	F	S
					1	2
3	4 H	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31						

Holiday: Jul 4, Independence Day

August 2011						
S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19 H	20
21	22	23	24	25	26	27
28	29	30	31			

Holiday: Aug 19, Statehood Day

September 2011						
S	M	T	W	T	F	S
				1	2	3
4	5 H	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	

Holiday: Sep 5, Labor Day

October 2011						
S	M	T	W	T	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

Holiday: None

November 2011						
S	M	T	W	T	F	S
		1	2	3	4	5
6	7	8	9	10	11 H	12
13	14	15	16	17	18	19
20	21	22	23	24 H	25	26
27	28	29	30			

Holiday: Nov 11, Veterans' Day
Nov 24, Thanksgiving Day

December 2011						
S	M	T	W	T	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26 H	27	28	29	30	31

Holiday: Dec 26, Christmas Day

January 2012						
S	M	T	W	T	F	S
1	2 H	3	4	5	6	7
8	9	10	11	12	13	14
15	16 H	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

Holiday: Jan 2, New Year's Day
Jan 16, Dr. Martin Luther King, Jr. Day

February 2012						
S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20 H	21	22	23	24	25
26	27	28	29			

Holiday: Feb 20, Presidents' Day

March 2012						
S	M	T	W	T	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26 H	27	28	29	30	31

Holiday: Mar 26, Prince Kuhio Day

April 2012						
S	M	T	W	T	F	S
1	2	3	4	5	6 H	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					


Holiday: April 6, Good Friday

May 2012						
S	M	T	W	T	F	S
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28 H	29	30	31		

Holiday: May 28, Memorial Day

June 2012						
S	M	T	W	T	F	S
					1	2
3	4	5	6	7	8	9
10	11 H	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30

Holiday: Jun 11, King Kamehameha Day

 = Designated as a Furlough day
County offices will be closed

 = State Holiday

COUNTY OF HAWAII FY 2012- 2013 FURLOUGH SCHEDULE

ATTACHMENT A2

July 2012						
S	M	T	W	T	F	S
1	2	3	4 H	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

Holiday: Jul 4, Independence Day

August 2012						
S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17 H	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

Holiday: Aug 17, Statehood Day

September 2012						
S	M	T	W	T	F	S
						1
2	3 H	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30						

Holiday: Sep 3, Labor Day

October 2012						
S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

Holiday: None

November 2012						
S	M	T	W	T	F	S
				1	2	3
4	5	6 H	7	8	9	10
11	12 H	13	14	15	16	17
18	19	20	21	22 H	23	24
25	26	27	28	29	30	

Holiday: Nov 6, Election Day
Nov 12, Veterans' Day
Nov 22, Thanksgiving Day

December 2012						
S	M	T	W	T	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25 H	26	27	28	29
30	31					

Holiday: Dec 25, Christmas Day

January 2013						
S	M	T	W	T	F	S
		1 H	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21 H	22	23	24	25	26
27	28	29	30	31		

Holiday: Jan 1, New Year's Day
Jan 21, Dr. Martin Luther King, Jr. Day

February 2013						
S	M	T	W	T	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18 H	19	20	21	22	23
24	25	26	27	28		

Holiday: Feb 18, Presidents' Day

March 2013						
S	M	T	W	T	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26 H	27	28	29 H	30
31						

Holiday: Mar 26, Prince Kuhio Day
Mar 29, Good Friday

April 2013						
S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30				

Holiday: None

May 2013						
S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27 H	28	29	30	31	

Holiday: May 27, Memorial Day

June 2013						
S	M	T	W	T	F	S
						1
2	3	4	5	6	7	8
9	10	11 H	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30						

Holiday: Jun 11, King Kamehameha Day

= Designated as a Furlough day
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= State Holiday